

Idaho State Board of Medicine
Regular Meeting
March 6, 2009

Chairman Stephen Marano, MD, called the meeting to order at 8:44 a.m., Friday, March 6, 2009, in the Parkcenter Room, Doubletree Club Hotel, Boise, Idaho. Attending were: Vice Chairman David McClusky, II, MD, Twin Falls; Michael Melendez, MD, Coeur d'Alene; Leo Harf, MD, Nampa; Ralph Sutherlin, DO, Meridian; William A. Cone, M.D., Lewiston; Trudy Jackson, public member, Emmett; Joyce McRoberts, public member, Meridian; and Jerry Russell, Director, Idaho State Police. Laura McGeorge, MD, Boise, joined meeting at 11:55 a.m. Also present were Board staff members: Nancy Kerr, executive director; Mary Leonard, associate director; Cynthia Michalik, quality assurance specialist; Janet Whelan, quality assurance specialist; Cathleen Morgan, Board counsel; and Jean Uranga, Board attorney.

Guests present during the Open Session were: Steve Millard, President, Idaho Hospital Association; Susie Pouliot, CEO, Idaho Medical Association; Paige Cline, PA, Immediate Past President of the Idaho Academy of Physician Assistants.

In accordance with Idaho Code §67-2345 (b), (d) and (f), the Board moved to go into Executive Session at 8:45 a.m. (Motion/Jackson – Affirmed/Harf, Marano, McClusky, McRoberts, Sutherlin, Russell and Melendez)

In Executive Session, the Board reviewed and considered the recommendations of the Committee on Professional Discipline and the allied health boards.

The Board acted to leave Executive Session at 8:52 a.m. (Motion/McClusky – Affirmed/Harf, Marano, McRoberts, Sutherlin, Russell, Jackson, and Melendez)

The Board acted to accept the recommendations of the Committee on Professional Discipline in Case Numbers: 5881, 6104, 6196, 6197, 6210, 6242, 6247, 6255, 6257, 6258, 6261, 6266, 6267, 6268, 6269, 6270, 6271, 6274, 6275, 6276, 6277, 6278, 6281, 6282, 6284, 6286, 6287, 6288, 6290, 6291, 6292, 6295, 6299, 6300, 6301, 6307, 6308, 6314, 2008-125, 2008-139, 2008-144, 2008-150, 2008-161, 2008-162, 2008-163, 2008-166, MON-43, MON-57, MON-82, MON-86, non jurisdictional, licensure renewal compliance reviews; Patient Freedom of Information Act compliance; and compliance reports. (Jackson/Unanimous)

The Board acted to approve the recommendations of the allied health boards in Case Numbers: 6250, 6272, 6283 and 6254. (Jackson/Unanimous) (Marano recused Case Number 6283)

Section I - Business
Section II - License and Registration

MINUTES

Minutes of the Board meeting of September 12, 2008 regular meeting were approved as written. (McClusky/Unanimous)

Unless otherwise noted, all actions were taken on motions duly made and adopted unanimously.

ADMINISTRATION

Steve Millard, President, Idaho Hospital Association, and Susie Pouliot, CEO, Idaho Medical Association, presented information regarding their organization activity and answered questions from Board members. Discussion included recent legislation, actions by both organizations and discussion of future initiatives. The members expressed their appreciation to both guests for their willingness to participate in the meeting.

Board members reviewed the financial report from the last Quarter and a verbal report of the Legislative Services Office Audit.

Ralph Sutherlin, D.O., volunteered to write the Board member article. (Consensus)

The Board acted to appoint Michael Johnson, Public Member, as Chairman of the Committee on Professional Discipline.

The members reviewed the state budget limitations and directions and acted to put a two-year moratorium on all out-of-town meetings until further notice. (Jackson/Unanimous)

With current budget restrictions and pending Division of Financial Management (DFM) approval, the Board acted to approve a request for funds for Leo Harf, MD, and Michael Johnson, Public Member, to attend the annual Federation of State Medical Boards (FSMB) meeting in April. (Jackson/Unanimous) In further action, the members reviewed the proposed resolutions to the FSMB House of Delegates, acted to support all of the resolutions, except 09-5 requiring reporting of license withdrawal, and gave direction to the voting delegate, David McClusky, MD. (Jackson/Unanimous)

The Board acted to nominate Leo Harf, MD, to the Vice Chairman position. After accepting the nomination, Dr. Harf was unanimously elected to the Vice Chairman position. (Marano/Unanimous)

The members reviewed the quarterly report of the Physician Recovery Network.

The Board acted to table the task of defining the term of the active practice of medicine. (Harf/Unanimous)

The members reviewed the Maintenance of Licensure draft report of the FSMB and offered no suggestions or comments.

After discussion and review, the Board members declined to support the Communication Access Fund (CAF) proposed by the Council for the Deaf and Hard of Hearing. Members agreed that the Medical Practice Act did not provide the statutory authority to create and fund a CAF to provide for the services of interpreters and, therefore, it is contrary to law for the Board to subsidize physicians' practices. The Board determined it remains the responsibility of the health care provider, physicians, nurse practitioners, dentists or other providers, to provide reasonable accommodation in accordance with the American with Disabilities Act (ADA), as specifically needed for their patients. (Jackson/Unanimous)

The Board reviewed the 2008 licensure and discipline report.

Members reviewed recent proposed legislation for Emergency Medical Services, Occupational Therapy and the J-1 Visa.

The Board acted to approve the draft of the Physician Assistant legislation incorporating the recommendations of the Idaho Physician Assistant Association and the legislation pursuing investigative subpoena authority. The Board directed staff to begin the legislation drafting process for the 2010 legislative session. (McRoberts/Unanimous)

Paige Cline, PA, answered questions and reaffirmed that the issue of independent practice is not a goal for physician assistants nationally or locally.

IDAPA 22.01.01, Rules of the Board of Medicine for the Licensure to Practice Medicine and Surgery and Osteopathic Medicine and Surgery in Idaho and IDAPA 22.01.03, Rules for the Licensure of Physician Assistants were noted as approved by both the Senate and the House Health and Welfare Committees of the Legislature.

LICENSURE

The Board acted to request further information regarding the request for waiver of the number of supervised physician assistants from Correctional Medical Services. (Marano/Unanimous)

The Board acted to approve the request of Idaho State University Student Health Center for a waiver of the number of physician assistants supervised and their plans for supervisory coverage of physician assistants. (Melendez/Unanimous)

The Board acted to deny a request from Mountain States Medical for a waiver of the number of supervised physician assistants since no specific need or exigent circumstances were identified which were necessary to endorse a waiver. (McClusky/Unanimous)

cont'd.

The Board acted to approve the request of St. Luke's Occupational Medicine for a waiver of the number of physician assistants supervised and their plans for supervisory coverage of physician assistants. (Jackson/Unanimous)

In accordance with Idaho Code §67-2345 (b), (d) and (f), the Board moved to go into Executive Session at 1:21 p.m. (Motion/McGeorge – Affirmed/Harf, Marano, McRoberts, McClusky, Sutherlin, Russell, Jackson and Melendez)

In Executive Session, the Board reviewed applications and the request for medical resident applicant consideration.

The Board considered a request from the Veterans Administration Medical Center (VAMC) Psychiatric Residency Program to allow Applicant BOMA 1988 to register as a resident in their program under the supervision of the program directors. The members acted to allow unrestricted resident registration for the applicant. (McRoberts/Unanimous)

The Board acted to leave Executive Session at 2:45 p.m. (Motion/McRoberts – Affirmed/Harf, Marano, McGeorge, McClusky, Sutherlin, Jackson and Melendez)

Applicants BOMA 2163 and BOMA 1838 failed to appear at the scheduled time for interview. The applicants will be advised that their applications have expired. In further action, the members discussed the cost to the Board in time and resources of those applicants that fail to appear for scheduled interviews. The members acted to provide all applicants a standard time frame for interviews. Interviews will be conducted between 1:00 p.m. to 3:00 p.m. during a scheduled meeting, and any applicant who is not available at 1:00 p.m. will be considered a no-show for the interview. (McGeorge/Unanimous)

The Board reviewed minutes of the February 17, 2009 meeting of the Respiratory Therapy Licensure Board.

The members expressed their appreciation to Michael Melendez, MD, for his service to the Board from 2003-2009 as a member of the Idaho Board of Medicine, and to Stephen Marano, MD, for his service to the Board from 2003-2007 as a member and from 2007-2009 as Chairman of the Board of Medicine.

Chairman Stephen Marano, MD, adjourned the meeting at 3:15 p.m.

Temporary licensure was issued to the following physicians pending receipt of a negative criminal background check:

TL-3834	WILLIAM CHARLES VINCENT, MD	12/17/2008
TL-3825	EDWARD SCOTT HUTNER, MD	12/18/2008
TL-3826	ABBAS K ALI, MD	01/08/2009
TL-3837	RICHARD GRAHAM SMITH, MD	02/03/2009

Permanent licensure to practice medicine and surgery in Idaho was issued to the following physicians subsequent to the last Board Meeting:

M-10515	JEFFERY STUART GIVENS, MD	11/18/2008
M-10516	ROBERT YOST-ARCH AMRINE, MD	11/19/2008
M-10517	RYAN JOHN GILLES, MD	11/19/2008
M-10518	CARMELITA MAYOR SAN DIEGO, MD	11/19/2008
M-10519	CRAIG RANDALL SPENCER, MD	11/20/2008
M-10520	RYAN MICHAEL ZIMMERMANN, MD	11/20/2008
M-10521	GREGORY DENNIS TAYLOR, MD	11/21/2008
M-10522	ANNE MARJORIE WEISENSEE, MD	11/21/2008
M-10523	DOUGLAS LESTER POWELL, MD	11/24/2008
M-10524	JOHN ROBERT WEST, MD	11/24/2008
M-10525	CHARLES MALCOLM CLAIR JR, MD	11/26/2008
M-10526	TED DAVID COX, MD	11/28/2008
M-10527	BRENT PATRICK LEEDLE, MD	12/01/2008
M-10528	STEVEN STERLING WHITFIELD, MD	12/01/2008
M-10529	FRANK ALEXANDER REISER, MD	12/01/2008
M-10530	BARUCH BERNARD GOLDSTEIN, MD	12/03/2008
M-10531	MANOUCHEHR SEYFZADEH, MD	12/03/2008
M-10532	JASON ERIC ROTH, MD	12/03/2008
M-10533	VOID	VOID
M-10534	ELIZABETH LEIGH OCONNOR, MD	12/08/2008
M-10535	ANGELINE AN CHI YOUNG, MD	12/08/2008
M-10536	EDWARD JAMES MOSKOWITZ, MD	12/05/2008
M-10537	DAVID JOSEPH KHOURY, MD	12/09/2008
M-10538	DREW ERNEST POLSON, MD	12/11/2008
M-10539	JAMIE M. RAMBEAU, MD	12/11/2008
M-10540	RENA MARIE NORDENG ZIMMERMANN, MD	12/11/2008
M-10541	TIMOTHY JOHN COLIN PHILLIPS, MD	12/11/2008
M-10542	BARRY KENNETH GOULD, MD	12/11/2008
M-10543	RONNELL ALLEN HANSEN, MD	12/15/2008
M-10544	JERRY RICHARD THOMAS, MD	12/15/2008
M-10545	JERGEN LANG, MD	12/17/2008
M-10546	MELISSA LEE PARK, MD	12/17/2008
M-10547	HARIKRISHNAN DAMODARAN NAIR, MD	12/19/2008
M-10548	PETER JAMES SCHLEGEL, MD	12/19/2008
M-10549	DAWN RACHELLE GERTSON, MD	12/22/2008
M-10550	RANDY L. SASICH, MD	12/22/2008
M-10551	PHILLIP MENDOZA, MD	12/24/2008
M-10552	DEBRA JEAN RAVASIA, MD	12/26/2008
M-10553	ATUL JAYANT PATEL, MD	12/30/2008
M-10554	EDWARD SCOTT HUTNER, MD	01/01/2009
M-10555	WILLIAM CHARLES VINCENT, MD	01/01/2009

M-10556	RICHARD TODD DAVIS, MD	01/02/2009
M-10557	ROSS ELI LEVATTER, MD	01/02/2009
M-10558	ELMER ANTONIO MANGUBAT, MD	01/02/2009
M-10559	MITCHELL GENE MOFFAT, MD	01/02/2009
M-10560	BRUCE MELVIN BERENS, MD	01/05/2009
M-10561	MICHAEL LANGIULLI, MD	01/05/2009
M-10562	EHAB SALEM ABDELKRIEM ABDALLAH, MD	01/06/2009
M-10563	JOHN ANDREW JOHNSON, MD	01/07/2009
M-10564	STEPHEN JAY HANDLER, MD	01/09/2009
M-10565	THOMAS ALLEN RICHARDS, MD	01/12/2009
M-10566	MANISH SAHNI, MD	01/12/2009
M-10567	BRYAN WESLEY TURNER, MD	01/12/2009
M-10568	OBBIE TED ATKINSON, MD	01/13/2009
M-10569	JOHN KENNETH DUDEK, MD	01/13/2009
M-10570	BERNARD GOTTLIEB, MD	01/15/2009
M-10571	BRIAN ARTHUR HOFFMANN, MD	01/20/2009
M-10572	STEPHANIE JOANNE LAHR, MD	01/20/2009
M-10573	ROBERT PASQUALE ALBANESE, MD	01/21/2009
M-10574	RICHARD GARRETT LEE, MD	01/22/2009
M-10575	MARK WILLIAM BERGER, MD	01/26/2009
M-10576	ELISABETH MARTA KUPER, MD	01/26/2009
M-10577	MICHAEL WARD ROSENBERG, MD	01/26/2009
M-10578	ABBAS K ALI, MD	01/27/2009
M-10579	KELLY JAROM ANDERSON, MD	01/27/2009
M-10580	KIZHAKE CHERIAN KURIAN, MD	01/29/2009
M-10581	AUSTIN CLIFFORD GILLETTE, MD	02/05/2009
M-10582	ROSS ARTHUR HORSLEY, MD	02/05/2009
M-10583	JEFFREY EDWARD MAGNUSON, MD	02/06/2009
M-10584	PAUL FRANCIS MULCAHY, MD	02/06/2009
M-10585	FAISAL ABDUS SAMI, MD	02/06/2009
M-10586	JASON RANDOLPH MICHAELS, MD	02/12/2009
M-10587	ROBERT WALTER GILBERT, MD	02/12/2009
M-10588	JONATHAN MARSHALL OWENS, MD	02/12/2009
M-10589	DUARD PATRICK SPRUCE, MD	02/12/2009
M-10590	AMENA NAZEER, MD	02/17/2009

Permanent licensure to practice osteopathic medicine and surgery in Idaho was issued to the following physicians subsequent to the last Board Meeting:

O-0513	FRED A. COX, DO	12/12/2008
O-0514	KURT TIMOTHY FLINDERS, DO	12/17/2008
O-0515	ANGUS GERALD GOETZ III, DO	12/22/2008
O-0516	DAVID PAUL BRIZZEE, DO	12/26/2008
O-0517	STEPHANIE ANNE SOBCZYNSKI-PATTON, DO	01/05/2009
O-0518	MARTIN ANGUS MANGAN, DO	01/16/2009

O-0519	NICOLAS JAMES HAYES, DO	01/16/2009
O-0520	ROBERT JOHN HAAKE, DO	01/20/2009
O-0521	SCOTT CHARLES OSBORN, DO	01/28/2009

On the dates indicated the following physicians requested that their applications for medical licensure be withdrawn:

BOMA-2032	JAMES ALLEN MILLER, MD	11/19/2008
BOMA-2052	JON MARCUS RAYMOND MUNDALL, MD	11/17/2008

On the dates indicated the following duplicate licenses were issued:

M-5099	LEONARD D. GUTH, MD	12/19/2008
M-6045	LEANNE ROISSEAU, MD	01/16/2009
M-6698	TIMOTHY ALAN WELEBIR, MD	02/03/2009
M-7576	DONALD J. BEASLEY, MD	12/01/2008
M-8074	JENNIFER REETZ MERCHANT, MD	12/17/2008
M-8249	CYNTHIA HAYES, MD	12/11/2008
M-8525	MARILYN H. STRAND, MD	02/03/2009
M-9576	SCOTT ELIASON, MD	01/21/2009
M-9762	STEVEN ALLEN KOHTZ, MD	12/04/2008
M-10094	SHERWIN S. FOSTER, MD	02/05/2009
M-10198	LINDSAY D. SEWELL, MD	11/28/2008
M-10408	KARA CRISMOND TAGGART, MD	02/03/2009

On the date indicated the following licenses to practice medicine and surgery were reinstated to active status:

M-8352	TREVOR GEORGE ROBINSON, MD	12/03/2008
M-8690	KEITH RONALD HOOKER, MD	11/24/2008
M-9346	KENNETH GEORGE WILHELM JR, MD	02/11/2009

The deaths of the following physicians were reported to the Board:

M-3663	MICHAEL W. CARTE, MD	09/02/2008
M-8803	SALLY SHANNON SCHINDELE, MD	05/19/2008

The following medical residents were registered for the time periods indicated:

MR-1037	JOHANNES CONSTANTIN VON ALVENSLEBEN	12/12/2008-02/05/2009
MR-1038	PAUL GREGORY WENNER	01/05/2009-02/01/2009
MR-1039	MARAH E. GOTCSIK	02/06/2009-04/02/2009
MR-1040	JOY BROOKE BUCHER	02/09/2009-03/08/2009
MR-1041	PATRICIA L. SPENCER	01/26/2009-01/30/2009
MR-1042	JESSICA DIANE DIETERICH	03/09/2009-04/05/2009

cont'd.

The following medical students were registered for the time periods indicated (no certificates were issued):

KATHRYN SCHNEIDER	11/24/2008-12/19/2008
CAITLIN KELSEY GADE	01/05/2009-02/13/2009
EVAN BEMJAMIN JONES	12/29/2008-01/23/2009
STEPHANIE LYNN ABRAHAM	01/05/2009-02/13/2009
CHELSIE ANN MORRISON	01/02/2009-01/29/2009
WILLIAM BRADFORD BRONEC	01/05/2009-03/30/2009
JEFF KYLE LONGNON	12/24/2008-06/20/2009
ASHLEY TAYLOR JONES	01/05/2009-02/13/2009
LISA MARIE SAID	01/05/2009-02/13/2009
JACOB MCEACHERN STANFIELD	01/05/2009-02/13/2009
STEPHANIE BLAIR LONG	01/05/2009-01/30/2009
COLLEEN ELIZABETH ZIMMERMANN	01/05/2009-01/30/2009
STEPHANIE LYNN ABRAHAM	02/16/2009-03/27/2009
DEVN ANDERSON FRANSEN	03/09/2009-04/03/2009

On the date indicated the following primary supervising physician was registered:

SPHY-4188	SARA JOHNSON, MD	11/20/2008
SPHY-10189	TERENC CALDERWOOD, MD	11/25/2008
SPHY-8932	JOCELE SKINNER, MD	12/02/2008
SPHY-6214	GRACE COBIELLA, MD	12/16/2008
SPHY-8297	WILLIAM KNIBBE, MD	12/16/2008
SPHY-9093	ANDREW PIERSON, MD	01/12/2009
SPHY-9842	RACHEL SWARTZ, MD	01/13/2009
SPHY-0344	DEREK CAMPBELL, DO	01/27/2009
SPHY-6585	JOHN STURGES, MD	01/27/2009
SPHY-0488	RONALD BLAIR, DO	02/02/2009
SPHY-7460	PERRY BROWN, MD	02/06/2009

On the dates indicated the following physician assistants were approved for licensure and prescription authority:

PA-786	SCOTT MORRILL, PA	12/10/2008
PA-787	MELINDA BALSMEIER, PA	01/15/2009
PA-788	BEAU WALKER, PA	01/21/2009
PA-790	MICHAEL TAKAGI, PA---VOID---	
PA-791	MICHAEL TAKAGI, PA	02/12/2009

On the dates indicated the following physician assistants were approved for Inactive licensure:

PAI-789	CATHERINE FITZGERALD, PA	02/04/2009
---------	--------------------------	------------

The following physician assistant trainees were registered for the time periods indicated:

PAT-688	SHAWNA BEECHINOR, PAT	11/20/2008-08/31/2009
PAT-689	LINDSAY NAGELMANN, PAT	11/25/2008-12/31/2009
PAT-690	ETHAN WASHBURN, PAT	01/12/2009-07/17/2009
PAT-691	DIANA DICE, PAT	02/04/2009-09/30/2009
PAT-692	ANDREANNA HOLMBERG, PAT	02/12/2009-03/31/2009
PAT-693	NADIMA ADI, PAT	02/12/2009-03/31/2009
PAT-694	REMI HARRINGTON, PAT	02/13/2009-08/25/2009
PAT-695	YOLANDA GUZMAN, PAT	02/17/2009-08/31/2009

Minutes, March 7, 2009

Chairman

Executive Director